

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

10360

IN RE: NATIONAL FOOTBALL LEAGUE) 12-MDL-2323-AB-JS *[initials]*
PLAYERS' CONCUSSION INJURY)
LITIGATION)

) Kevin Turner and Shawn Wooden,) Philadelphia, PA
on behalf of themselves and) November 14, 2018
others similarly situated,) 1:08 p.m.
Plaintiffs,)
vs.)
National Football League and)
NFL Properties, LLC,)
successor-in-interest to)
NFL Properties, Inc.,)
By *KATE PARKMAN, Clerk* *DMS* Dep. Clerk
Defendants.)

)

FILED

DEC 19 2018

TRANSCRIPT OF HEARING
BEFORE THE HONORABLE THOMAS J. RUETER
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

For Charles SOL H. WEISS, ESQUIRE
Easterling, et al: ANAPOL, SCHWARTZ, WEISS, COHAN,
One Logan Square
130 North 18th Street
Suite 1600
Philadelphia, PA 19103

Audio Operator: DEBORAH OWENS

Transcribed by: DIANA DOMAN TRANSCRIBING, LLC
P.O. Box 129
Gibbsboro, New Jersey 08026
Office: (856) 435-7172
Fax: (856) 435-7124
Email: dianadoman@comcast.net

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DH

(The following was heard at 1:08 p.m.)

THE COURT: Mrs. Scroggins, yeah, are you there?

3 MS. SCROGGINS: Yup.

4 THE COURT: Okay. So Mr. Weiss is in the room with
5 me and I have my Deputy Clerk, Debbie Owens, and she's going
6 to record what I'm saying and what Mr. Weiss and you are going
7 to be saying. I just want to put on the record our agreement
8 today.

9 So let me just first start, I called BrownGreer and
10 I spoke with Janet Moyers. She's an attorney in the office
11 there. And she tells me what's left is 153,450 as of today.
12 As I told you, it's in some interest-bearing account so
13 there's -- it's accruing interest.

14 So Mr. Weiss is here. He's agreed on my
15 recommendation to accept 100,000 of the 153,450 in settlement
16 of his attorney lien dispute here. The 5 percent which has
17 been withheld and already been transferred, which is the
18 44,000 -- 550,000 -- \$550.

19 That may go to class counsel depending on what Judge
20 Brody does. If there is anything left and it's reverted back
21 to Mr. Weiss, he keeps that and you have no further claim on
22 that, okay? That's the -- so that's the agreement. Did I
23 state it correctly as I explained to you earlier?

24 MS. SCROGGINS: Yes.

25 THE COURT: Okay.

Colloquy

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1 MR. WEISS: And Anapol Weiss agrees.

2 THE COURT: Okay. All right, so do you have any --
3 Mrs. Scroggins, do you have any further questions of me before
4 we end here today?

5 MS. SCROGGINS: No. Only that -- that the release
6 of the funds is an expedited one written up.

7 THE COURT: Okay. I will pass that request to
8 BrownGreer. I have no control over that but I don't see why
9 it wouldn't be a problem but --

10 MR. WEISS: They're slow in releasing the funds, but
11 I will do everything in my power to make sure that they're
12 released before the end of the year.

13 THE COURT: Did you hear Mr. Weiss?

14 MS. SCROGGINS: Yes.

15 THE COURT: Okay. Okay, so here's what -- I just
16 spoke to Janet Moyers and I'm going to email her now and tell
17 her what the agreement was. I told her over the phone. She's
18 going to send out paperwork both to you and Mr. Weiss for you
19 to fill out and as soon as that paperwork is returned, then
20 they'll start cutting the checks and Mr. Weiss I'm sure will
21 speak to her too.

22 MR. WEISS: We will --

23 MS. SCROGGINS: Okay.

24 MR. WEISS: -- and it just depends when they put it
25 in the funding order.

Colloquy

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1 THE COURT: Okay.

2 MS. SCROGGINS: Judge, I'm sorry, I didn't
3 understand that.

4 THE COURT: Go ahead.

5 MR. WEISS: Okay. All of the money that gets paid
6 from the Claims Administrator is on a schedule that I get once
7 a month as class counsel and they're usually 60 days behind,
8 so when I get the scheduling order that says that this is on
9 it, I will email you.

10 MS. SCROGGINS: Okay.

11 MR. WEISS: And then just look for it and we'll look
12 for it as well and as soon as we get notification that the
13 funds are being disbursed, I will let you know.

14 MS. SCROGGINS: Okay.

15 THE COURT: Okay? All right, well thank you very
16 much. I'll report this to Judge Strawbridge so he won't need
17 to have a hearing, okay?

18 MS. SCROGGINS: Yes.

19 THE COURT: All right. Okay, you have a good day
20 and good luck to you both.

21 MS. SCROGGINS: Bye-bye.

22 THE COURT: All right, thanks.

23 (Hearing concluded, 1:12 p.m.)

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2 C E R T I F I C A T I O N
34 I, Diane Gallagher, court approved transcriber,
5 certify that the foregoing is a correct transcript from the
6 official electronic sound recording of the proceedings in the
7 above-entitled matter.8
9 Diane Gallagher
10 DIANE GALLAGHER

DATE 12-14-18

11 DIANA DOMAN TRANSCRIBING, LLC

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